7 **S.B. CIVIL MISC. APPEAL NO.902/2005.**
(Suresh & Ors. Vs. Smt. Devi Bai)

Date of Order :: 19.10.2006.

HON'BLE MR. JUSTICE DINESH MAHESHWARI

Mr. K.K. Shah, for the appellants.
Mr. B.K. Bhatnagar }
Mr. Suresh Kumbhat }, for the claimant-respondent.

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Though the matter is listed for orders on stay application, however, learned counsel for the parties submitted ad idem that the parties have reached consensus in this matter; the claimant has agreed to receive an amount of Rs.45,000/- as full and final settlement towards compensation from the appellants; and the appellants have agreed to make payment of the remaining amount of compensation within one month from today. Learned counsel for the parties are ad idem that the appeal may be disposed of in terms of the settlement arrived at between the parties.

Having regard to the submissions made by learned counsel for the parties and in view of settlement arrived at, this appeal is partly allowed and the award made by the Tribunal is modified in the manner that the claimant shall be entitled for total compensation amount of Rs.45,000/- inclusive of interest.

The appellants have already deposited Rs.25,000/- with the Tribunal and shall deposit remaining amount of Rs.20,000/- with the Tribunal within 30 days from today. Upon deposit, the amount shall be disbursed as contemplated by the impugned award. No costs.

(DINESH MAHESHWARI), J.

//Mohan//